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ALEJANDRO MATHEW FRAGOSO

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,) No. 2:02-cr-0189 WBS
)
Plaintiff,)
) STIPULATION AND [PROPOSED] ORDER
v.) CONTINUING STATUS CONFERENCE
)
ALEJANDRO MATHEW FRAGOSO,)
) Date: January 5, 2009
Petitioner-Defendant.) Time: 8:30 a.m.
) Judge: Hon. William B. Shubb
)

IT IS HEREBY STIPULATED by and between Assistant United States Attorney Benjamin Wagner, acting for Assistant United States Attorney William S. Wong, Counsel for Plaintiff, and Assistant Federal Defender Jeffrey L. Staniels, Counsel for Petitioner, that the status conference regarding the pending petition to vacate sentence pursuant to 28 U.S.C. § 2255, scheduled for January 5, 2009, be vacated and the case continued until January 12, 2008, at 8:30 a.m. for further status conference. This continuance is sought to permit counsel to complete a memorandum on the issues in the case and submit supporting declarations

from previous counsel and from the petitioner-defendant.

IT IS SO STIPULATED.

Dated: December 31, 2008

/S/ William S. Wong
WILLIAM S. WONG
Assistant U.S. Attorney
Counsel for Plaintiff

Dated: December 31, 2008

/S/ Jeffrey L. Staniels
JEFFREY L. STANIELS
Assistant Federal Defender
Attorney for Defendant
ALEJANDRO MATHEW FRAGOSO

O R D E R

The requested continuance of one week to January 12, 2009, is hereby granted for the reasons stated in the above stipulation of counsel. The United States Marshal is ordered to retain Mr. Fragoso in local custody and to produce him at the January 12, 2009, hearing.

IT IS SO ORDERED.

By the Court,

Dated: December 31, 2008

William B. Shubb
WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE